

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)

jc714 U.S. PTO

Attorney Docket: 381TO/41092CO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



02/04/00

Box PATENT APPLICATION

February 4, 2000

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a X continuation or divisional application under 37 C.F.R. 1.53(b), of pending prior reissue application:

Serial No. 09/064,765
Filed on April 23, 1998
Of Hiroshi ONISHI et al
Entitled AUTOMATIC TRANSMISSION CONTROL
 SYSTEM FOR AN AUTOMOBILE
Examiner: M. ZANELLI
Group: 3661
Batch No:

- X 1. Accompanying this order is a true copy of the prior application as originally filed.
Total pages 17, including 20 sheets of formal drawings, Figs. 1-21C.
2. New formal drawings are being filed herewith consisting of sheets, depicting Figures .
- X 3. Declaration and Power of Attorney:
- a. Newly executed (original or copy)
- b. X Copy from prior application
- i. Deletion of Inventors - signed statement attached deleting inventor(s) named in the prior application
- X 4. Incorporation by Reference:
- The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

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- X 5. Cancel original claims 1-11.
6. Small entity status:
- a. A small entity statement is enclosed
- b. A statement of small entity status (copy attached) was filed on in the prior application and status as a small entity is still proper and desired.
- c. Is no longer claimed
- X 7. Preliminary Amendment is submitted herewith.
- X 8. The filing fee is calculated below:

CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT

Basic Fee		\$345		\$690
Total Claims	<u>3</u> - 20 = <u>0</u>	x 9 = \$	<u>18</u>	= \$ <u>0</u>
Ind. Claims	<u>3</u> - 3 = <u>0</u>	x 39 = \$	<u>78</u>	= \$ <u>0</u>
<u> </u> Multiple Dependent Claims	+ 130 = \$	<u>260</u>	= \$	<u> </u>
	Total	\$	<u>690</u>	

9. Please charge my Deposit Account No. 05-1323 (Docket #) in the amount of \$.
- X 10. A check in the amount of \$ 690.00 to cover the filing fee is enclosed.
- X 11. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket # 381TO/41092CO).
- X 12. Amend the specification by inserting before the first line the sentence: --This application is a continuation of reissue application Serial No. 09/064,765, filed 23 April 1998.--
- X 13. Priority of Appln. No. 3-319205, filed in Japan on 3 December 1991 is hereby claimed under 35 U.S.C. 119.

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- X 14. A certified copy of said priority document was filed in application Serial No. 07/985,199 on 3 December 1992.
- X 15. The prior application is assigned of record to Hitachi, Ltd.
- X 16. The power of attorney in the prior application is to:

Martin Fleit, Reg. No. 16,900; Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; Jeffrey D. Sanok, Reg. No. 32,169; Richard R. Diefendorf, Reg. No. 32,390 and Paul A. Schnose, Reg. No. 39,361.

- X a. The power appears in the original application papers in the prior application.
- _____ b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.
- _____ c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.
- X d. Address all future correspondence to:

EVENSON, McKEOWN, EDWARDS
& LENAHAN, P.L.L.C.
1200 G Street, N.W.
Suite 700
Washington, DC 20005

- X 17. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.
- X 18. Return Receipt Postcard.

19. Other _____

Respectfully submitted,



Gary R. Edwards
Registration No. 31,824

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& LENAHA, P.L.L.C.
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